

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)

V.)

GEORGE FRENA)

) Criminal No. 05-39
)
)

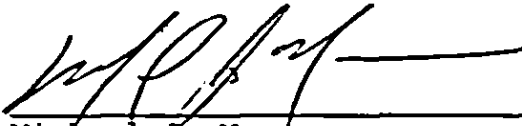
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POSITION OF DEFENDANT WITH
RESPECT TO SENTENCING FACTORS

AND NOW, comes the defendant, George Frena, by his attorney, Michael J. Novara, First Assistant Federal Public Defender, and respectfully files this Position of Defendant with Respect to Sentencing Factors pursuant to Local Rule 32.1.

1. Mr. Frena and undersigned counsel have received the Presentence Report ("Report") prepared in this matter, and have no objections to the guideline calculations contained therein.
2. Undersigned counsel has conferred with Assistant United States Attorney Dennis P. Kissane and United States Probation Officer Andrew Waszyn and informed them of Mr. Frena's position.

Respectfully submitted,



Michael J. Novara
First Assistant Federal Public Defender
Attorney I.D. No. 66434

CERTIFICATE OF SERVICE

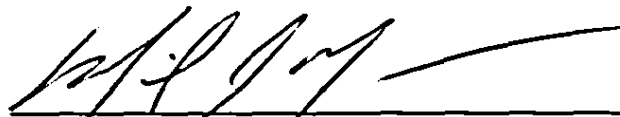
I hereby certify that a true and correct copy of the foregoing Position of Defendant with Respect to Sentencing Factors was hand delivered to the mailbox in the Clerk's Office this 18th day of April, 2005, to the following:

Dennis P. Kissane
Assistant United States Attorney
400 United States Courthouse
Pittsburgh, Pennsylvania 15219

Andrew Waszyn
United States Probation Officer
411 Seventh Avenue, Suite 1100
Pittsburgh, Pennsylvania 15219

and mailed this same date to:

George Frena
253 Coxcomb Hill Raod
New Kensington, Pennsylvania 15068



Michael J. Novara
First Assistant Federal Public Defender